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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/905,418	07/13/2001	Sunil Kulkarni	US 019011	4726
38107 7590 02/17/2009 PHILIPS INTELLECTUAL PROPERTY & STANDARDS 595 MINER ROAD CLEVELAND, OH 44143			EXAMINER MALEVIC, DJURA	
			ART UNIT 2884	PAPER NUMBER
			MAIL DATE 02/17/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte SUNIL KULKARNI, HUGO BERTELSEN, DAVID E. COLES,  
STEVEN M. JONES, DOUGLAS MURRAY, and  
JEFFREY A. HALLETT

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Application No. 09/905,418  
Technology Center 2800

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Mailed: February 13, 2009

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Before DALE M. SHAW, *Chief Appeals Administrator*,

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on July 29, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below:

A review of the file indicates that the appellants filed a “37 CFR 1.127 Petition for Entry of the Amendment of January 18, 2007” on April 30, 2007. However, there is no indication that the Examiner considered the **Petition** filed April 30, 2007.

### **EXAMINER’S ANSWER**

In the Examiner’s Answer submitted on April 2, 2007, on page 2, under the heading “Real Party in Interest,” the Examiner omitted the statement in regards to the Real Party in Interest.

Accordingly, it is

**ORDERED** that the application is being electronically returned for consideration and proper response to the “37 CFR 1.127 Petition” filed on April 30, 2007, for correction of the information omitted from the heading of the Real Party of Interest, and for such further action as may be appropriate.

If there are any questions pertaining to this order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS/DMS

rwk

cc: PHILIPS INTELLECTUAL PROPERTY & STANDARDS  
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